

DAVID HURLBURT.

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MAY 31, 1898.—Committed to the Committee of the Whole House and ordered to be printed.

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Mr. BROWNLOW, from the Committee on Military Affairs, submitted the following

REPORT.

[To accompany H. R. 7949.]

The Committee on Military Affairs have considered the bill (H. R. 7949) authorizing the Secretary of War to remove the charge of desertion against David Hurlburt. After reviewing the evidence filed in the Department, a brief of which was furnished by the Department, your committee are of opinion that soldier was guilty of nothing more than technical desertion. The evidence is perfectly clear that he actually served over three years and that domestic trouble and sickness conspired to lead him to the commission of technical desertion, though never intending to desert for any ulterior purpose.

It is therefore recommended that the bill do pass with the following amendment:

*Provided, That no pay, bounty, or other emoluments shall become due or payable by virtue of the passage of this act.*

